



भारत का राजपत्र

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NEW DELHI, SATURDAY, JULY 6, 1991/ASADHA 15, 1913

इस भाग में भिन्न पृष्ठ संख्या वी आती है जिससे कि यह अलग संकलन के रूप में
रखा जा सके

Separate Paging is given to this Part in order that it may be filed as a
separate compilation

भाग II—खण्ड 3—उप-खण्ड (iii)

PART II—Section 3—Sub-section (iii)

(संघ राज्य के प्रशासनों के लिए) के भिन्न अधिकारियों द्वारा बारी किए गए आदेश और अधिसूचनाएं
Orders and Notifications issued by Central Authorities (other than Administrations of Union
Territories)

भारत निर्बाचन आयोग

गई दिल्ली, 12 जून, 1991

मा.अ. 75—लोक प्रतिनिधित्व अधिनियम, 1951 (1951 का 43) की धारा 22 की उप धारा (1) द्वारा प्रदत्त शक्तियों का। योग करते हुए निर्बाचन आयोग तारीख 29 मार्च, 1991 की अपनी अधिसूचना सं. 434/प्रासाम/91(2) द्वारा नियुक्त अधिकारियों के प्रतिरिक्त, जोनों की सारणी के स्तरम् 2 में यथा चिनियिष्ट आसाम सरकार के प्रत्यक्ष अधिकारी-ओं, ऐसे प्रत्येक अधिकारी के सामने संसदीय निर्वाचन-क्षेत्र के लिए उक्त सारणी के स्तरम् 1 में चिनियिष्ट रिटर्निंग भाफिसर की केवल मतों की गणना में सहायता करने के लिए नियुक्त करता है और वह किसी दूसरे कानूनी अधिकार का प्रयोग नहीं करते :—

संसदीय निर्वाचन-क्षेत्र की सहायक रिटर्निंग भाफिसर
कम सं. और नाम

1.

2

1 2

7. गोहाटी मपर उपायुक्त, नस्वाड़ी ।
8. मंगलदोई मपर उपायुक्त, मल्लाड़ी ।

2. उक्त नियमित्यां अधिकारियों के कार्यभार संभालने की तारीख से
प्रभावी मानी गई समझी जाएगी ।

[म. 434/प्रासाम/91(2)]

प्रावेश से,

एस. डी. प्रगाद, सचिव

ELECTION COMMISSION OF INDIA

New Delhi, the 12th June, 1991

O.N. 75.—In exercise of the powers conferred by sub-section (1) of section 22 of the Representation of the people Act, 1951 (43 of 1951), the Election Commission hereby appoints,—in addition to officers appointed vide its notifica-

tion No. 434/AS/91(2) dated 29th March, 1991, each of the officers of the Government of Assam as specified in column 2 of the Table below to assist the Returning Officer of the Parliamentary Constituency specified in column 1 of the said Table against such officer in the counting votes only and will not exercise any other statutory authority :—

Sl. No. and Name of Parliamentary Constituency	Assistant Returning Officer
1	2
5—Kokrajhar (ST)	Additional Deputy Commissioner, Nalbari.
6—Barpeta	Additional Deputy Commissioner, Nalbari.
7—Gauhati	Additional Deputy Commissioner, Nalbari.
8—Mangaldoi	Additional Deputy Commissioner, Nalbari

2 The above appointments shall be deemed to have taken effect from the date, the officers have assumed charge.

[No. 434/AS/91(2)]

By Order,

S.D. PERSHAD, Secy.

नई विल्सी, 26 जून, 1991

ग्रा. ग्रा. 76 निर्वाचन प्रायोग 1990 की निर्वाचन अर्जी सं. 8 में तारीख 22-3-1991 के कर्तव्य उच्च न्यायालय के निर्णय को लोक प्रतिनिधित्व अधिनियम, 1951 (1951 का 43) की धारा 106 के अन्वरण में इसके द्वारा प्रकाशित करता है।
[निम्नलिखि अंग्रेजी में छपा है]

New Delhi, the 26th June, 1991

O.N. 76.— In pursuance of Section 106 of the Representation of the People Act, 1951 (43 of 1951) the Election Commission hereby publishes the judgement of the High Court of Karnataka dated 22-3-1991 in Election Petition No. 8 of 1990.

IN THE HIGH COURT OF KARNATAKA AT
BANGALORE

Dated the 22nd Day of March, 1991
BEFORE

THE HON'BLE MR. JUSTICE N. VENKATACHALA
Election Petition No. 8 of 1990

K. Pundalikarao Shettiba,
S/o Shettiba, aged about
37 years, residing at
No. 59, Single LIG,

KHB Colony, Bidar
(By Sri M. Mahabaleshwar Gouda, Advocate for Petitioner)
Vs.

1. Narsingrao Suryavanshi,
Major, R/o Danagaon, M.,
Post : Danagaon, M.,
Taluk & Dist. Bidar.
2. Prabhudeva Kalmatha,
S/o Mallikarjunajah,
aged about 35 years,
residing at No. 1-37/A, Rajapur,
Tq. & Dist. Gulbarga.
(Amended as per order dt. 30-11-90).
3. Madana Pundalikarao
Prabhanna, Major,
resident of Astur, Post : Astur,
Tq. Dist. Bidar.
4. Ramrao Lobichand Rathod,
Major, resident of Bhouthi,
Taluk Aurad, Dist. Bidar.
5. The Returning Officer,
No. 1, Bidar (SC)
Parliamentary Constituency,
Bidar.

..Petitioner
..Respondents.

(By M/s. Janardhana and Janardhana Advocate for Re-1.
Sri B. J. Somayaji, Govt. Pleader for R-5 and R-2 of
4 placed ex parte.)

Election Petition filed u/s 81 of the Representation of the Peoples Act, 1951 by the petitioner challenges the result of the 1989 Parliamentary Constituency No. 1 Bidar (S.C.) held on 24-11-89 and prays that the result be declared as void and also prays that direct the R-5 to hold fresh election to the Constituency etc.

This Petition coming on for hearing this day, the Court made the following:—

ORDER

Election of Narsingrao Suryavanshi, respondent-1, the returned candidate for the Ninth Lok Sabha, from No. 1, Bidar (SC) Parliamentary Constituency has been questioned in this Election Petition on the ground that his election has been materially affected due to improper acceptance of nomination of Prabhudeva Kalmatha, respondent-2 and voiding of the election of respondent-1 and issuance of a direction for holding fresh election in that Constituency are sought.

Admittedly, the Ninth Lok Sabha having been dissolved by a Presidential order and holding of fresh elections for the next Lok Sabha from the said Constituency being in contemplation, the prayers in the Election Petition do not survive for consideration. Accordingly, this Election Petition is dismissed as not surviving.

In the circumstances of this case, there will be no order as to costs.

The amount deposited by the petitioner towards costs of this Election Petition shall be refunded to him.

Sd/- Judge

[No. 82/KT-HP/8/90-91/8376]

HARINDER HIRA, Secy.